


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Cotton et al.
Serial No. : 10/672,936
Filed : 25 September 2003
For : NOVEL FORM OF S-OMEPRAZOLE
Examiner : Aulakh, Charanjit
Group Art Unit : 1625

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CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8	
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on 8 December 2006 at the facsimile number 571-273-8300.	
<u>John M. Genova</u>	<u>32.224</u>
Attorney Name	PTO Reg. No.
	<u>8 December 2006</u>
Signature	Date of Signature

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Examiner Charanjit Aulakh
Pages: 3

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. §1.191)**

Sir:

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed 10 August 2006, finally rejecting claims 1 and 2. The item(s) below are appropriate:

12/11/2006 TL0111 00000052 231703 10672936
01 FC:1401 500.00 DA
02 FC:1251 120.00 DA

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Attorney Docket No.: 1103326-0502 CON
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1. STATUS OF APPLICANTS

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(b), the fee for filing the Notice of Appeal is \$500.00.

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)(1-4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>
<input checked="" type="checkbox"/> one month	\$120.00
<input type="checkbox"/> two months	\$450.00
<input type="checkbox"/> three months	\$1,020.00
<input type="checkbox"/> four months	\$1,590.00

Fee \$120.00

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for _____ month has already been secured by the Amendment after Final, filed _____. The fee paid therefor of _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$120.00

or

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 500.00

Extension fee (if any) \$ 120.00

TOTAL FEE DUE \$ 620.00

FROM W&C LLP 19TH FL.

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5. FEE PAYMENT


- ☐ Attached is a check in the sum of \$ ____.
- ☒ Charge Account No. 23-1703 the sum of \$ 620.00.

6. FEE DEFICIENCY

- ☒ If any additional extension and/or fee is required, charge Account No. 23-1703.
AND/OR
- ☐ If any additional fee for claims is required, charge Account No. 23-1703.

Dated: 8 December 2006

Respectfully submitted,



John M. Genova
Reg. No. 32,224

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